

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT  District Attorney	(2) MEETING DATE  June 13, 2006	(3) CONTACT/PHONE Daniel A. Hilford, Assistant District Attorney (805) 781-5800	
(4) SUBJECT Request to approve and sign a grant agreement with the State of California, Office of Emergency Services, to fund the continuing administration of a Statutory Rape Vertical Prosecution grant for the period of July 1, 2006 through June 30, 2007.			
(5) SUMMARY OF REQUEST The District Attorney's Office requests authorization to apply for grant funds made available for a Statutory Rape Vertical Prosecution Program, which is administered by the State Office of Emergency Services. The grant award is \$75,875. Resolutions are no longer required by the State as the resolution is incorporated into the Certification of Assurance of Compliance that is signed by the Board Chairperson upon grant approval.			
(6) RECOMMENDED ACTION It is recommended that our Board approve and sign a grant agreement with the State for grant funds made available through the State Office of Emergency Services for the continuing administration of a Statutory Rape Vertical Prosecution grant period of July 1, 2006 through June 30, 2007. It is also recommended that the Chairperson sign the Certification of Assurance of Compliance as required by the State.			
(7) FUNDING SOURCE(S) State Grant	(8) CURRENT YEAR COST \$62,368	(9) ANNUAL COST \$75,875	(10) BUDGETED? <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <input type="checkbox"/> N/A
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): Administrative Office and County Counsel have reviewed this request.			
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____			
(13) SUPERVISOR DISTRICT(S) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input type="checkbox"/> 4th, <input type="checkbox"/> 5th <input checked="" type="checkbox"/> All	(14) LOCATION MAP <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A	(15) Maddy Act Appointments Signed-off by Clerk of the Board N/A	
(16) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)	(17) EXECUTED DOCUMENTS Resolutions (Orig + 4 copies) <input checked="" type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input type="checkbox"/> N/A	(19) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) _____	(21) W-9 <input type="checkbox"/> No <input type="checkbox"/> Yes	(22) Agenda Item History <input checked="" type="checkbox"/> N/A Date _____	
(23) ADMINISTRATIVE OFFICE REVIEW <i>OK [Signature]</i>			

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6/13/06

Gerald T. Shea  
District Attorney

Daniel A. Hilford  
Assistant District Attorney

Stephen F. Brown  
Chief Deputy District Attorney

**OFFICE OF THE DISTRICT ATTORNEY**  
**County of San Luis Obispo**



**TO:** THE BOARD OF SUPERVISORS

**FROM:** GERALD T. SHEA, DISTRICT ATTORNEY

**DATE:** JUNE 13, 2006

**SUBJECT:** Request to approve and sign a grant agreement with the State of California, Office of Emergency Services, to fund the continuing administration of a Statutory Rape Vertical Prosecution Program for the period of July 1, 2006 through June 30, 2007.

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**Recommendation**

It is recommended that your Board approve and sign a grant agreement authorizing the District Attorney's Office to renew a grant award with the State Office of Emergency Services for a Statutory Rape Vertical Prosecution Program from July 1, 2006 through June 30, 2007. It is also recommended that the Chairperson sign the Certification of Assurance of Compliance as required by the State.

**Discussion**

The goal of the Statutory Rape Vertical Prosecution Program is to increase vertical prosecution of adults having sexual intercourse with minors as defined under Penal Code Section 261.5. Vertical prosecution is defined as when the same attorney prosecutes a criminal case from its commencement to its conclusion, including sentencing.

The District Attorney is currently organized for vertical prosecution of these cases. In order to enhance the program, without supplanting existing funding, as per grant guidelines, the grant request includes partial funding for a permanent Deputy District Attorney, Social Worker, and Legal Clerk (temporary help). This is a renewal of an existing grant.

**Other Agency Involvement**

The Administrative Office and County Counsel have reviewed this request.

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### **Financial Considerations**

There are no County general fund matching funds required. The total grant funding requested is \$75,875 which is \$13,507 higher than the 2005/06 grant funding level. The increase will go toward salaries to reinstate grant fund levels which were reduced by the state in 2004/05.

### **Intended Results**

The continuation of this grant will allow all statutory rape cases (Penal Code Section 261.5) to be prosecuted in a true vertical fashion. Approximately 55 new cases were handled by this unit in 2005/06 and a similar number of cases are expected in 2006/07. In addition, ongoing outreach efforts to reach victims and train law enforcement agencies will result in increased reports.

We hope that outreach and education may be a deterrent in reducing the crime rate in statutory rape. However, such outreach may generate the referral of additional cases because people become educated who would not previously have reported these crimes.

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**LAW ENFORCEMENT AND VICTIM SERVICES DIVISION  
GOVERNOR'S OFFICE OF EMERGENCY SERVICES**

3650 SCHRIEVER AVENUE  
MATHER, CALIFORNIA 95655  
**(916) 845-8510**  
FAX: (916) 323-1756



**Application**

**RFA PROCESS**

**VERTICAL PROSECUTION BLOCK PROGRAM**

Submitted by:

**San Luis Obispo County  
District Attorney's Office  
Courthouse Annex, 4<sup>th</sup> Floor  
San Luis Obispo, CA 93408**

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**GOVERNOR'S OFFICE OF EMERGENCY SERVICES  
LAW ENFORCEMENT AND VICTIM SERVICES DIVISION  
GRANT AWARD FACE SHEET (OES A301)**

<b>[FOR OES USE ONLY]</b>	<b>OES ID:</b>	
	<b>Award No:</b>	

The Governor's Office of Emergency Services, hereafter designated OES, hereby makes a grant award of funds to the following

**1. Grant Recipient:** San Luis Obispo County  
hereafter designated Recipient, in the amount and for the purpose and duration set forth in this grant award.

**2. Implementing Agency:** San Luis Obispo County District Attorney's Office

**3. Project Title** State Rape Vertical Prosecution **4. Grant Period** 07/01/06 to 06/30/07

Fund Source	A. State	B. Federal	C. Total	D. Cash Match	E. In-Kind Match	F. Total Match	G. Total Project Cost
5.State (OES)	75,875						75,875
6.							
7.							
8.							
9.							
10. TOTALS	75,875		\$75,875				10G. \$75,875

11. This grant award consists of this title page, the application for the grant, which is attached and made a part hereof, and the Assurance of Compliance forms which are being submitted. I hereby certify that: I am vested with authority, and have the approval of the City/County Financial Officer, City Manager, or Governing Board Chair, to enter into this grant award agreement; and all funds received pursuant to this agreement will be spent exclusively on the purposes specified. The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statute(s), the Program Guidelines, the *2006 Recipient Handbook*, and the OES audit requirements, as stated in the applicable RFP or RFA. The grant recipient further agrees to all legal conditions and terms incorporated by reference in the applicable RFP or RFA, and agrees that the allocation of funds is contingent on the enactment of the State Budget.

**12. Official Authorized to Sign for Applicant/Grant Recipient:**

Name Katcho Achadjian Title Chair Board of Supervisors

Official's Mailing Address: County Gov't. Center, 4<sup>th</sup> Floor City: San Luis Obispo Zip: 93408

Street Address (if different): \_\_\_\_\_ City: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: 805-781-5011 FAX: 805-781-5023 Email: kachadjian@co.slo.ca.us  
(area code) (area code)

Signature \_\_\_\_\_ Title: Chair, Board of Directors

**[FOR OES USE ONLY]**

OES Program Manager

Date

OES Director (or designee)

Date

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## PROJECT CONTACT INFORMATION

Applicant San Luis Obispo County District Attorney Grant Number \_\_\_\_\_  
[FOR OES USE ONLY]

Provide the name, title, address, telephone number, and e-mail address for the project contacts named below. If a section does not apply to your project, enter "N/A." NOTE: If you use a PO Box address, a street address is also required for package delivery and site visit purposes.

1. The **Project Director** for the project:

Name: Daniel Hilford Address: Courthouse Annex, 4<sup>th</sup> Floor  
Title: Assistant District Attorney City: San Luis Obispo Zip: 93408  
Telephone #: 805-781-5800 Fax #: 805-781-4307  
(Area Code) (Area code)  
E-Mail Address: dhilford@co.slo.ca.us

2. The **Financial Officer** for the project:

Name: Susan DeMaria Address: Courthouse Annex, 4<sup>th</sup> Floor  
Title: Administrative Services Manager City: San Luis Obispo Zip: 93408  
Telephone #: 805-781-5800 Fax #: 805-781-4307  
(Area Code) (Area Code)  
E-Mail Address: sdemaria@co.slo.ca.us

3. The **person** having **routine programmatic responsibility** for the project:

Name: Daniel Hilford Address: Courthouse Annex, 4<sup>th</sup> Floor  
Title: Assistant District Attorney City: San Luis Obispo Zip: 93408  
Telephone #: 805-781-5800 Fax #: 805-781-4307  
(Area Code) (Area Code)  
E-Mail Address: dhilford@co.slo.ca.us

4. The **person** having **routine fiscal responsibility** for the project:

Name: Susan DeMaria Address: Courthouse Annex, 4<sup>th</sup> Floor  
Title: Administrative Services Manager City: San Luis Obispo Zip: 93408  
Telephone #: 805-781-5800 Fax #: 805-781-4307  
(Area Code) (Area Code)  
E-Mail Address: sdemaria@co.slo.ca.us

5. The **Executive Director** of a community based organization or the **Chief Executive Officer** (e.g., chief of police, superintendent of schools) of the implementing agency:

Name: Gerald T. Shea Address: Courthouse Annex, 4<sup>th</sup> Floor  
Title: District Attorney City: San Luis Obispo Zip: 93408  
Telephone #: 805-781-5800 Fax #: 805-781-4307  
(Area Code) (Area Code)  
E-Mail Address: gshea@co.slo.ca.us

## CERTIFICATION OF ASSURANCE OF COMPLIANCE

I, Katcho Achadjian hereby certify that  
(official authorized to sign grant award; same person as Section 12 on Grant Award Face Sheet)

RECIPIENT: San Luis Obispo County

IMPLEMENTING AGENCY: San Luis Obispo County District Attorney

PROJECT TITLE: Statutory Rape Vertical Prosecution

is responsible for reviewing the *Recipient Handbook* and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by OES including, but not limited to, the following areas:

### **I. Equal Employment Opportunity – (Recipient Handbook Section 2151)**

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). **OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.**

Please provide the following information:

Affirmative Action Officer: Richard Greek

Title: Personnel Director

Address: County Government Center, San Luis Obispo, CA 93408

Phone: 805-781-5959

Email: rgreek@co.slo.ca.us

### **II. Drug-Free Workplace Act of 1990 – (Recipient Handbook, Section 2152)**

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug-free workplace.

### **III. California Environmental Quality Act (CEQA) – (Recipient Handbook, Section 2153)**

The State of California requires all OES-funded projects to obtain written certification that the project is not impacting the environment negatively.

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

#### CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: \_\_\_\_\_

Authorized Official's Typed Name: Katcho Achadjian

Authorized Official's Title: Chair, Board of Supervisors

Date Executed: 06/06/06

Federal ID Number: 95-60009359

Executed in the City/County of: San Luis Obispo

#### AUTHORIZED BY: *(Not Applicable to State Agencies)*

- City/County Financial Officer or
- City Manager or
- Governing Board Chair

Signature: \_\_\_\_\_

Typed Name: Gere Sibbach

Title: County Auditor Conotroller

## **Project Narrative**

### **1. Problem Statement**

The County of San Luis Obispo is a medium sized county (population 266,844 as of January 2005), located on the Central Coast of California and is the service area for this grant program. Current budgetary resources, in fiscal year 2006-2007, in the absence of these grant funds, would require the elimination of the Child Advocate and the Legal Clerk positions, and would negatively affect vertical prosecutions of these cases by the District Attorney's Office.

The impact of this reduction would cause Child Advocate services for vertical prosecution of statutory rape cases to be provided only if caseloads allowed by advocates in other units, and it would not be guaranteed, as it is with the grant funded position. Vertical prosecution would not be a requirement for these sensitive cases if grant funding were eliminated. In addition, the efforts for training and collaboration with other agencies would not be a priority for the office due to limited resources.

With grant funding, these activities which promote effective investigation, prosecution and victim and witness services are considered high priority and are monitored for compliance within grant guidelines. Collaborative efforts in the county to combat the problem of statutory rape include outreach to school, including high schools and continuation schools, the National Guard's Grizzly Youth Academy located at Camp San Luis Obispo, and the California Youth Authority. In addition, District Attorney staff work closely with the County Office of Child Support services, the County Department of Social Services, mental health agencies, mandated reporters and sexual assault investigators in the local law enforcement agencies.

An operational agreement is signed and is on file in the District Attorney's Office with Suspected Abuse Response Team (SART) office, the Director of County Mental Health and the County Department of Social Services to ensure coordination of these cases through sharing of appropriate information, cross-referral, and follow-up.

Some of the problems in the identification, investigation and prosecution of statutory rape (Penal Code section 261.5 – unlawful intercourse) cases include the fact that victims are minors, that there is often reluctance to cooperate with prosecutors or investigators due to embarrassment, peer pressure, and close contact with perpetrators due to the “consensual” nature of the offense.

Additionally, many victims have “collateral issues,” such as problems with alcohol/substance abuse which can be further barriers to successful prosecution of P.C. §261.5 cases. Multiple victim interviews and non-vertical prosecution can add to the loss of these cases due to inconsistent statements and incomplete investigations. Cooperation from both law enforcement and victims is essential for successful prosecution of these cases.

## 2. Plan and Implementation

### a. Enhanced Prosecution

Statutory rape vertical prosecution currently are and will be handled on a unit vertical basis. Early contact with outside law enforcement investigators will ensure proper victim contact and evidence collection, thus ensuring stronger, more prosecutable cases. SRVP support services will be provided early in the case in order to promote victim healing and to strengthen victim cooperation in these crimes that are of a “consensual” nature.

Beginning in the investigative stage of cases, victim advocate services will be provided by the Child Advocate (a District Attorney Social Worker) who has numerous years of experience

working with child and teen victims. Follow-up victim contact will be provided to ensure stability of victims in referrals for after-care services (counseling, restitution, etc.).

The Sexual Assault Unit, a vertical prosecution unit within the District Attorney's Office, is comprised of deputy district attorneys all of whom have numerous years of experience and training, which vertically prosecutes all felony violations of P.C. §261.5 and related code sections. Similarly, misdemeanor violations of Penal Code section 261.5 are prosecuted in a vertical fashion by deputies assigned to handle misdemeanors.

Strategies to increase referrals include the following:

SRVP staff will continue to give presentations to students, with the goal of speaking at every high school, continuation school, the National Guard's Grizzly's Youth Academy and California Youth Authority School in San Luis Obispo County;

SRVP staff will continue to explore various public speaking opportunities, including radio, television, print media forums, and law enforcement training; and

SRVP staff will continue to work closely on following up leads by the County Office of Child Support Services, the County Department of Social Services, mental health agencies and mandated reporters.

Outreach efforts will continue with all law enforcement agencies in the county. The assigned prosecutors will continue to be available to discuss cases with law enforcement and will continue to distribute SRVP "Interview Guides" periodically to ensure that law enforcement officers and detectives who may be new to these cases are aware of the special challenges of these cases.

SRVP staff will continue to focus on further development of referrals. Particular attention is paid to enhancing law enforcement contacts and speaking engagements.

The prosecutors will continue to present SRVP information at sexual assault investigator training sessions, hosted by the Office of the District Attorney.

A designated Legal Clerk receives cases from law enforcement agencies. Cases are then referred to the assigned Deputy District Attorneys filing on an alphabetical basis which are reviewed for filing. A submitted case may be filed, rejected, or referred back to the law enforcement agency for additional investigation and resubmitted in the future. When a criminal complaint is filed, the case is then marked "SRVP" and is handled and tracked for statistical purposes throughout the pendency of the case using a physical file folder, the department's computerized case tracking system, and the victim case management automated systems.

All victims will receive appropriate referrals to victim services agencies in accordance with the Victim Witness Assistance Center's protocol. All filing referrals will be handled timely, with the case initiation entered into the automated system to document the receipt, review and filing of the case. The Victim Advocate will maintain contact with the victim and the victim's family as part of the job assignment, will document that contact, will make periodic reports to the deputy district attorney and investigator assigned to the case, as well as make periodic reports to the supervisor.

**b. Highly Qualified Staff**

Three Sexual Assault/Domestic Violence Team Deputy District Attorneys are assigned to handle these cases. They are the following: Rolayne Nelson, employed by our office since 1999, graduate of Santa Barbara School of Law (1996); Charles Blair, employed by our office since 2002, graduate of McGeorge School of Law (1998); and Andrew Cadena, employed by our office

since 1999, graduate of UCLA School of Law (1992). Each of these attorneys had prior experience in other offices prior to joining our staff. These attorneys are assigned to vertically handle felony sexual assault and domestic violence cases and receive ongoing training from the California District Attorney's Association (CDAA) or other similar specialized training.

Social Worker III/Victim Advocate Catherine Milner has a Master's Degree and more than 15 years of experience as a Social Worker. Before coming to the SRVP unit, she spent 12 years working with child sexual assault victims in the San Luis Obispo County District Attorney's Office. She joined the SRVP unit in April 2002.

Lynda Deringer, Legal Clerk, has worked with the program as clerical support for several years and has excellent organization and clerical skills.

c. Average Caseload

The average caseload for felony prosecutors in non-vertical prosecution efforts in 2006 is 45. The average caseload for investigators in non-vertical prosecution efforts in 2006 is 45.

The average caseload for SRVP project prosecutors and investigators will be calculated based upon the actual number of statutory rape vertical prosecution cases investigated, filed and tried.

Sufficient time will be allotted to adequately handle these cases in a vertical manner.

d. Mandated Objectives and Activities

Objective 1: Cases Accepted

The estimated number of cases referred to the unit is 55. The estimated number of cases accepted by the unit is 45. The source documentation to be used to collect and report data on each objective includes the case file and electronic case management system in the District Attorney's Office. A case listing will be maintained as part of the Sexual Assault Team protocol and will be updated weekly by the prosecutors and is utilized to cross-check case statistics.

Statistical sheets with specific case details will be stored in a binder. Specific statistical lists will be kept on disc and updated by the legal clerk, as appropriate, to facilitate creation of the required quarterly grant reports.

The Victim Advocate will use the "Victim Information" sheets to document details pertaining to individual victims and will be stored in a binder.

#### Objective 2: Vertical Prosecution

For each felony statutory rape case the District Attorney's Office will prosecute, 100% of the defendants using unit vertical prosecution. The source documentation used to collect and report data on this objective includes case input by the legal clerk into the department's automated case management system. Status reports are generated for review by the Assistant District Attorney. The Assistant District Attorney will also meet with assigned prosecutors to discuss the caseloads and any specific issues which are presented. A case file is maintained which contains all pertinent information including client contact sheets, phone logs, e-mails, progress reports, other agency correspondence and other related documents.

#### Objective 3: Average Caseload

The estimated average yearly caseload for the Deputy District Attorneys is significantly higher than 15, which is the estimated average yearly caseload for each of the unit vertical prosecutors

assigned to this grant. This objective is measured based upon actual number of statutory rape cases handled as documented on the quarterly report. The automated case management system tracks statutory rape vertical prosecution cases.

### 3. Agency Description

The San Luis Obispo County District Attorney's Office includes 82 employees. There are 30 Deputy District Attorneys, 12 District Attorney Investigators and 18 Legal Clerk positions. In addition, 2 Social Workers are employed by the office, one of whom is funded half-time by this grant for Statutory Rape Vertical Prosecution. In addition, the District Attorney's Office has a Victim Witness Assistance Center with 14 full-time equivalent positions. The structure of the organization is designed for efficient operation and communication, with supervisors and managers responsible for oversight of the day-to-day activities of the office. The District Attorney is an elected official.

The mission of the District Attorney's Office is to promote crime prevention and protect the rights and ensure the safety of the citizens of California within the County of San Luis Obispo through criminal prosecutions, civil enforcement remedies, Victim Witness services and family support criminal enforcement actions, all in accordance with federal and state constitutions, statutes and case law. The office includes consumer services and environmental prosecutions, as well as Victim Witness Assistance services in addition to general criminal prosecutions.

The role of the Statutory Rape Vertical Prosecution Unit in the department is to meet grant related objectives. Current efforts to network with county law enforcement and other county agencies are important and will continue. SRVP staff will focus on developing contacts and sources for potential referrals. This effort will be maintained countywide.

SRVP staff will follow through on the commitment to work with local health agencies to present SRVP information to local schools.

In order to reach the projected goal of increased felony filings and convictions, the assigned prosecutors will continue to stress the importance of prosecuting cases with "aggravating factors," i.e., pregnancy issues, a large age difference between victim and defendant, instances where drugs/alcohol are furnished to victim, defendants with prior felony convictions or prior 261.5 P.C. convictions, etc.

To reach projected goals regarding the Social Worker Victim Advocate, the prosecutors and Advocate will continue to communicate daily regarding new cases, victims, and what services may be needed. The Victim Advocate will continue to follow up on every case that is referred to her.

#### 4. Operational Agreements (OA's)

The department has demonstrated the knowledge and ability to interact with other service providers in a proactive, collaborative manner, which promotes cooperation and effective communication in order to enhance the prosecution of statutory rape cases. The department makes an effort to both reduce duplication of services as well as to avoid service fragmentation by utilizing established protocols for victims of these crimes.

Other service providers who work with the District Attorney's Office meet periodically to share information. Collaborating agencies include the Suspected Abuse Response Team (SART) (Operational Agreement on file); the County Mental Health Department (Operational Agreement on file); and the County Department of Social Services (Operational Agreement on file).

## **Budget Narrative**

2006-2007

### **VERTICAL PROSECUTION PROGRAM**

- The project's proposed budget supports the stated objectives and activities by staffing the program with experienced Deputy District Attorneys, one half-time Social Worker Victim Advocate, and a temporary help Legal Clerk to ensure that crimes are prosecuted and that victims are assisted appropriately.
- Funds are allocated to minimize administrative cost and support direct services.
- The duties of project funded staff are as follows:
  - Deputy District Attorney will vertically prosecute all felony violations of Penal Code §261.5.
  - Social Worker Victim Advocate will provide court support to victims and inform victims of the prosecution process.
  - Legal Clerk (temp help) will provide legal clerical support to the program staff.
- Staff assigned to SRVP will commit 100% of their approved grant time to the program
- No subcontract or unusual expenditures are required.
- Permanent staff assigned to the program may receive a cost of living adjustment if negotiated with county bargaining agreements for current year.
- No operating expenses are requested.
- No equipment is requested.

BUDGET CATEGORY AND LINE ITEM DETAIL	
A. Personal Services – Salaries/Employee Benefits	COST
Deputy District Attorney IV, Step 5 (half-time) Salary \$60,767 (Only \$44,776 charged to the grant) (Benefits paid by County)	\$44,776
Social Worker IV, Step 5 (half-time) Salary = \$30,794 (Only \$27,099 paid by grant) (Benefits paid by County)	\$27,099
Legal Clerk (temp help)    Salary \$17.00/hr x 236hrs	\$4,000
<b>TOTAL</b>	<b>\$75,875</b>

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BUDGET CATEGORY AND LINE ITEM DETAIL	
B. Operating Expenses	COST
None	
<b>TOTAL</b>	0

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BUDGET CATEGORY AND LINE ITEM DETAIL	
C. Equipment	COST
None	
CATEGORY TOTAL	0
PROJECT TOTAL	\$75,875

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## ADDITIONAL SIGNATURE AUTHORIZATION

Grant Award #: \_\_\_\_\_

Applicant: San Luis Obispo County

Project Title: Statutory Rape Vertical Prosecution

Grant Period: July 1, 2006 to June 30, 2007

The following persons are authorized to sign for the:

**Project Director:**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Daniel A. Hilford, Assistant District Attorney

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Gerald T. Shea, District Attorney

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

The following persons are authorized to sign for the:

**Financial Officer:**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Susan DeMaria, Administrative Services Manager

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

**Approved By:**

Project Director: \_\_\_\_\_

Date: \_\_\_\_\_

Financial Officer: \_\_\_\_\_

Date: \_\_\_\_\_

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# PROJECT SUMMARY

## 1. PROJECT YEAR

New ☐  
Year 2 ☐  
Year 3 ☐  
Other: ☒

## 1. PROJECT TITLE

**Statutory Rape Vertical Prosecution**

## 3. GRANT PERIOD

07/01/06 to 06/30/07

## 4. APPLICANT

Name: San Luis Obispo County Phone: 805-781-5800  
Address: Courthouse Annex, 4<sup>th</sup> Flr. Fax #: 805-781-4307  
City: San Luis Obispo Zip: 93408

## 5. FUNDS REQUESTED

**\$75,875**

## 6. IMPLEMENTING AGENCY

Name: District Attorney's Office Phone: 805-781-5800 Fax #: 805-781-4307  
Address: Courthouse Annex, 4<sup>th</sup> Floor City: San Luis Obispo Zip: 93408

## 7. PROGRAM DESCRIPTION

Grant funds are for District Attorney personnel assigned to prosecute statutory rape cases vertically and to provide training to law enforcement agencies to ensure more prosecutable cases. Staff include a part-time child advocate, a part-time legal clerk and Deputy District Attorneys.

## 8. PROBLEM STATEMENT

Statutory rape cases are difficult to prosecute and investigate due to the nature of the crime. The addition of grant-funded staff provides specialized attention by the Child Advocate position during the investigation and provides victim services to assist in the successful prosecution of these cases. Statistics are collected and reported for these cases. Prosecutors rely upon the child advocate to assist with victims' needs, and possible reluctance to cooperate, in order to successfully prosecute the defendants.

## 9. OBJECTIVES

The objectives of this grant are listed on the Project Objectives form. An increase in the number of defendants and filings is reflected, as well as an increase in the number of defendants whose felony and misdemeanor cases will be completed through sentencing. The Child Advocate referrals and services are projected at the same level as 2005/06. In addition, community and school outreach and training for law enforcement is planned.

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<b>10. ACTIVITIES</b> 1. Cases will be accepted and entered into the District Attorney's case management system for tracking. Statistics will be collected for evaluation and oversight. 2. All felony statutory rape cases will be prosecuted using unit vertical prosecution (100%). The Assistant District Attorney will meet with prosecutors to discuss, document and monitor cases. 3. The average yearly caseload for prosecutors funded from this grant will be less than the average caseload for non-SRVP prosecutors. This will be measured based upon actual cases documented quarterly.	<b>11. CATEGORY</b> Statutory Rape Vertical Prosecution																																								
<b>13. EVALUATION</b> Project staff will evaluate the program and present findings to the Assistant District Attorney and District Attorney using case management information on a quarterly basis. In addition, a year-end report will be completed and reviewed with the state.	<b>12. PROGRAM AREA</b> San Luis Obispo County																																								
<b>15. PROJECTED BUDGET</b> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 35%;"></th> <th style="width: 15%;">Personal Services</th> <th style="width: 15%;">Operating Expenses</th> <th style="width: 15%;">Equipment</th> <th style="width: 20%;">TOTAL</th> </tr> </thead> <tbody> <tr> <td><b>Funds Requested:</b></td> <td style="text-align: center;">75,875</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">75,875</td> </tr> <tr> <td><b>Other Grant Funds:</b></td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> </tr> <tr> <td><b>Other Sources:</b> (list in-kind, fees, etc.)</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr><td> </td><td></td><td></td><td></td><td></td></tr> <tr><td> </td><td></td><td></td><td></td><td></td></tr> <tr><td> </td><td></td><td></td><td></td><td></td></tr> <tr> <td></td> <td></td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">75,875</td> </tr> </tbody> </table>		Personal Services	Operating Expenses	Equipment	TOTAL	<b>Funds Requested:</b>	75,875	0.00	0.00	75,875	<b>Other Grant Funds:</b>	0.00	0.00	0.00	0.00	<b>Other Sources:</b> (list in-kind, fees, etc.)																						0.00	0.00	75,875	<b>14. NUMBER OF CLIENTS</b> 60 (estimated)
	Personal Services	Operating Expenses	Equipment	TOTAL																																					
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		0.00	0.00	75,875																																					
<b>16. NAME OF RESPONSIBLE OFFICIAL</b>  Signature: _____ Date: _____ Typed Name: <u>Daniel Hilford</u> Title: <u>Assistant District Attorney</u>																																									

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## PROJECT SERVICE AREA INFORMATION

12. COUNTY OR COUNTIES SERVED: Enter the name(s) of the county or counties served by the project. Put an asterisk where the project's principal office is located.

San Luis Obispo County

2. U.S. CONGRESSIONAL DISTRICT(S): Enter the number(s) of the U.S. Congressional District(s) which the project serves. Put an asterisk for the district where the project's principal office is located.

22<sup>nd</sup> and 23<sup>rd</sup> Districts

3. STATE ASSEMBLY DISTRICT(S): Enter the number(s) of the State Assembly District(s) which the project serves. Put an asterisk for the district where the project's principal office is located.

33<sup>rd</sup> District

4. STATE SENATE DISTRICT(S): Enter the number(s) of the State Senate District(s) that the project serves. Put an asterisk for the district where the project's principal office is located.

15<sup>th</sup> District

5. POPULATION OF SERVICE AREA: Enter the total population of the area served by the project.

266,844 as of January 1, 2005.  
San Luis Obispo County

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